IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

And
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 19335 of 2001

AND

CONTEMPT CASE NO.425/2005

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WRIT PETITION NO : 19335 of 2001

Between:

1 The Government of Andhra Pradesh, represented by its Principal Secretary I& CADD, A.P.Secretariat, Hyderabad.
2 Engineer -in-Chief, I&CADD Erramanzil, Hyderabad.
3 Chief Engineer, I&CADD, Medium Irrigation, Hyderabad.
4 Superintending Engineer, I&CADD Irrigation Circle, Warangal.
5 The Executive Engineer, I&CADD ,P.V.P.& G.V.P. Division Satyanarayanapuram.

..... PETITIONERS

AND

1 The Registrar, A.P.A.T.Hyderabad.
2 B.Laxmana S/o.Sanyasi,
R.Kothagudem, Charla (M), Khammam District.
3 K.Rama Krishna S/o.Satyam,
Satyanarayanapuram, Charla (M), Khammam District.
4 V.Narayana S/o.Adaiah,
Satyanarayanapuram, Charla (M), Khammam District.
5 V.Srinivasa Rao S/o.Paidaiah,
R/o. Charla, Charla (M), Khammam District.

6 L.Rama Rao S/o.Narasaiah,
Charla Charla (M), Khammam District.
7 P.Osman Khan S/o.Allillussain,
Charla, Charla (M), Khammam District.
8 A.Satyanarayana Raju S/o.Venkatapathi Raju,
R.Kothagudem, Charla (M), Khammam District.

9 G.Nageswara Rao S/o.Sammaiah,
Seethanagaram, Dummugudem (M), Khammam District
10 G.Gattaiah S/o.Tatalu,
R.Kothagudem, Charla (M), Khammam District.
11 J.Narasaiah S/o.Pichaiah,
R/o.Srinagar Colony, Bairagulapadu Post,
Dummugudem (M).
12 P.Venkateswarlu S/o.Lalaiah,
R.Kothagudem, Charla (M), Khammam District.
13 N.Raju S/o.Ramaswamy,
R.Kothagudem, Charla (M), Khammam District.
14 M.Venkateswarlu S/o.Ramulu,
Lingapuram, Charla (M), Khammam District.
15 A.Sammaiah S/o.Mallaiah,
Charla, Charla (M), Khammam District.
16 S.Seetharama Rao S/o.Hanumantha Rao,
Parnasala Post, Dummugudem (M).
17 Md.Shameem S/o.Show,
R/o.Seethanagaram, Parnasala Post
Dummugudem (M).
18 K.Daraiah S/o.Munnaiah,
Rallagudem, Parnasala Post,
Dummugudem (M).

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, direction of a writ particulars one in the nature of a writ of certiorari calling for the records relating to the order of the Hon'ble A.P.A.T. Dt.05/03/2001 in OA.No.2140/2000 and the quash the same and to pass such other orders.

Counsel for the Petitioners: GP FOR FINANCE & PLANNING

Counsel for the Respondents 2 to 18: MR.C.DAMODHAR REDDY

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CONTEMPT CASE NO : 425 of 2005

(Contempt Case U/s. 10 to 12 of Contempt of Courts Act to punish the Respondents herein for violating, disobeying the Order of the High Court dated in WPMP No.33791 of 2001 in WP No. 19335 of 2001 dated 3.1.2002.

Between:

1 B. LAXMAN S/o Sanyasi, Lascar,
Khammam, Khammam Dist.
2 K. Ramakrsihna, S/o Satyam, Work Inspector,
R/o R. Satyanarayanapuram, Charla (M), Khammam Dist.
3 V. Narayana S/o Adaiah, Lascar,
R/o R. Satyanarayanapuram, Charla (M).
4 V. Srinivas Rao, s/o Paidaiah, Work Inspector,
R/o R. Satyanarayanapuram, Charla (M), Khammam Dist.
5 L. Rama Rao, S/o Narasaiah
R/o Charla, Khammam Dist.
6 P. Osman Khan S/o Ali Hussain, Lascar,
R/o Charla (V) & (M), Khammam Dist.
7 A. Satyanarayana S/o Venkatapathi Raju, Lascar,
R/o R. Satyanarayanapuram, Charla (M), Khammam Dist.
8 G. Nageswar Rao, s/o Sammaiah, Lascar,
R/o Seethanagaram, Dummugudem (M), Khammam Dist.
9 G. Gattaiah, S/o Tatalu, Lascar,
R/o R. Kothagudem, Charla (M), Khammam Dist.
10 J. Narsaiah, S/o Pitchaiah,, Lascar,
R/o Srinagar Colony, Bairagulapadu Post, Dummugudem (M), Khammam Dist.
11 P. Venkateswarlu S/o Lalaiah, Lascar,
R/o R. Kothagudem, Charla (M), Khammam Dist.
12 N. Raju S/o Ramaswamy, Scavenger,
R/o R. Kothagudem, Charla (M), Khammam Dist.
13 M. Venkateshwarlu S/o Ramulu, Work Inspector,
R/o Lingapuram, Charla (M), Khammam Dist.
14 A. Sammaiah S/o Mallaiah, Lascar,
R/o Charla (V) &(M), Khammam Dist.
15 S. Seetharama Rao, S/o Hanumantha Rao, Lascar,
R/o Parnasala Post, Dummugudem (M), Khammam Dist.
16 Md. Shameem S/o Shaw, Lascar,
R/o Seethanagaram, Parnasala Post, Dummugudem (M), Khammam Dist.
17 K. Daraiah, S/o Nunnaiah, Lascar,
R/o Rallagudem, Parnasala Post, Dummugudem (M), Khammam Dist.

..... PETITIONERS

AND

1 Sri C. Chandra Mohan, Engineer-in-Chief,
Irrigation Wing, Errammazil, Hyderabad.
2 Sri B.V.S. Prakash Rao, Chief Engineer,
Medium Irrigation, Errammazil, Hyderabad.
3 Sri Ch. Hanumantha Rao, Superintending Engineer,
Irrigation Circle, Warangal.
4 Sri N. Prabhakar, Executive Engineer,
PVP & GVP Division, Satyanarayanapuram Village,
Charla (M), Khammam Dist.

(Respondents 1 and 6 are not necessary in this Writ Petition)

.....RESPONDENTS

Counsel for the Petitioners: MR.C.DAMODHAR REDDY
Counsel for the Respondents: G.P. FOR FINANCE AND PLANNING

The Court made the following:

ORAL ORDER: (per GB.J.)

It is submitted by the learned Government Pleader for Finance and Planning for the petitioners and the learned counsel for the unofficial respondents that the matter is covered by the decision of this Court in Writ Petition No.10282 of 1998, dated 13.4.2005.

2. Recording the above submission and following the ratio laid down in the judgment referred to above, this Writ Petition is dismissed and the petitioners are directed to regularize the services of respondents in accordance with GO.Ms.No.212, dated 22.4.1994 with effect from 25.11.1993. It is made clear that in view of the regularization of the services of the unofficial respondents, they are entitled for physical monetary benefits from the date of filing of the Writ Petition. No costs.

Contempt Case No.425/2005

3. In view of the orders passed in Writ Petition No.19335 of 2001, no orders are necessary in this Contempt Case.

4. Accordingly the Contempt Case is closed and the respondents shall be deemed to have been regularized in service from 25.11.1993 with all consequential benefits as indicated above.

(G.BIKSHAPATHY, J.)

28th April, 2005.

SSR (P.S.NARAYANA, J.)

To

1 The Principal Secretary I& CADD, Government of Andhra Pradesh, Secretariat, Hyderabad.
2 Sri C. Chandra Mohan, Engineer -in-Chief, I&CADD Erramanzil, Hyderabad.
3 Sri B.V.S. Prakash Rao, Chief Engineer, I&CADD, Medium Irrigation, Hyderabad.
4 Sri Ch.Hanumantha Rao, Superintending Engineer, I&CADD Irrigation Circle, Warangal.
5 Sri N.Prabhakar, Executive Engineer, I&CADD ,P.V.P.& G.V.P. Division Satyanarayanapuram.

6 The Registrar, A.P. Administrative Tribunal, Hyderabad.

7 2 CCs to G.P. for Finance and Planning, High Court of A.P. Hyderabad. (OUT)

8 2 CD copies.

*Form-NIC-OGS/CC{**MJS**}*